

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CINDY MARIE KOENIG,

Plaintiff,

v.

CAROLYN W. COLVIN, Acting
Commissioner of the Social Security
Administration,

Defendant.

CASE NO. 14-cv-05144 RJB

REPORT AND RECOMMENDATION
ON STIPULATED MOTION FOR
REMAND

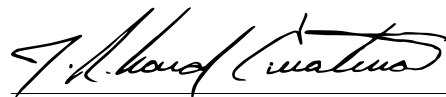
This matter has been referred to Magistrate Judge J. Richard Creatura pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Magistrates Rule MJR 4(a)(4), and as authorized by *Mathews, Secretary of H.E.W. v. Weber*, 423 U.S. 261 (1976). This matter is before the Court on defendant's stipulated motion to remand the matter to the administration for further consideration. (ECF No. 16)

After reviewing defendant's stipulated motion and the relevant record, the undersigned recommends that the Court grant defendant's motion, and reverse and remand this matter to the Acting Commissioner pursuant to sentence four of 42 U.S.C. § 405(g).

1 On remand, the Administrative Law Judge will be directed to consider further plaintiff's
2 medically determinable impairments at steps 2 and 3; in so doing fully address the medical
3 opinions in the record, and if necessary, consult a medical expert to determine the nature,
4 severity, and limiting effects, if any, of medically determinable impairments; evaluate further
5 plaintiff's maximum residual functional capacity, with specific reference to the opinion evidence
6 of record in support of the assessed limitations, and articulate clearly the weight accorded such
7 evidence; and, in so doing, evaluate further plaintiff's subjective complaints pursuant to SSR 96-
8 7p and consider further 3rd party testimony in accordance with SSR 06-3p. The ALJ also will
9 reevaluate the step 4 findings and obtain supplemental vocational expert testimony to clarify the
10 effect of the assessed limitations on the occupational base.

11 Given the facts and the parties' stipulation, the Court recommends that the District Judge
12 immediately approve this Report and Recommendation and order the case be **REVERSED** and
13 **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g).

14 Dated this 29th day of July, 2014.

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16 J. Richard Creatura
17 United States Magistrate Judge
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